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Telephone: (907) 276-6100 Fax No.: (907) 258-2530 Attorneys for North Star

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA for the use of NORTH STAR TERMINAL & STEVEDORE COMPANY, d/b/a Northern Stevedoring & Handling, and NORTH STAR TERMINAL & STEVEDORE COMPANY, d/b/a Northern Stevedoring & Handling, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of SHORESIDE PETROLEUM, INC., d/b/a Marathon Fuel Services, and SHORESIDE PETROLEUM, INC., d/b/a Marathon Fuel Services, on its own behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

VS.

NUGGET CONSTRUCTION, INC.; SPENCER ROCK PRODUCTS, INC.; UNITED STATES FIDELITY AND GUARANTY COMPANY; and ROBERT A. LAPORE,

Defendants.

Case No. 3:98-cv-009-HRH

UNOPPOSED MOTION FOR ONE-DAY EXTENSION OF TIME

Owing to unforseen events and difficulties necessitating additional time, Plaintiff and Use

Plaintiff North Star Terminal & Stevedore Company ("North Star") hereby requests a one-day

extension of time in which to file its response to Nugget Construction, Inc.'s and United States Fidelity & Guaranty Co.'s Motion for Summary Judgment against North Star (Clerk's Docket Nos. 488-491) otherwise due today. This certifies that Mr. Krider, Nugget and USF&G's attorney on that motion, non-opposes this request for extension of time. Mr. Krider simply advises that allowing North Star an extra day may necessitate an extra day for filing his client's reply due to scheduling issues on his end. Undersigned counsel non-opposes in that event. Mr. Shamburek, who is not affected by the request, has also stated his non-opposition, and Mr. Viergutz, who is not affected by the request, has not responded. No other attorneys listed for this case represent parties affected by the request.

Respectfully submitted at Anchorage, Alaska, on May 16, 2006.

s/ Michael W. Sewright Burr, Pease & Kurtz 810 N Street Anchorage, Alaska 99501 Phone: (907) 276-6100

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## CERTIFICATE OF SERVICE

I certify that on the 16<sup>th</sup> day of May, 2006, a copy of the foregoing UNOPPOSED MOTION FOR ONE-DAY EXTENSION OF TIME was served electronically to:

Steven S. Shamburek, Esq. Traeger Machetanz, Esq. Paul D. Stockler Herbert A. Viergutz C. Patrick Stoll, Esq.

s/ Michael W. Sewright